

REMARKS

Applicant has amended this application in response to the office action. Notably, replacement drawing sheets are attached. The examiner's reliance upon the Thulin reference to reject the independent claims is improper. Thulin does not have a threaded member that is movably fixed, even when its nut is tightened. The bolt would still be turnable, absent some extraordinary tightening of the nut. Even so, the independent claims have been amended to make clear that the threaded members are immovably fixed independent of any action from the nut.

The combination of the Warren reference with Thulin is improper. Warren does not relate at all to a shower. Instead, Warren relates to a beer tap. There is nothing within the Warren reference that would suggest utilizing its pivot connection into Thulin. There is no benefit, nor function described for the Warren structure. Absent some reason to combine the two references, the combination is improper and should be withdrawn. Applicant has solved a real world problem in the field of showers and is entitled to protection.

For the reasons set forth above, the rejection of all claims is improper and should be withdrawn. Applicant believes that no additional fees are necessary, however, the Commissioner is authorized to charge Deposit Account No. 50-1482 in the name of Carlson, Gaskey & Olds for any additional fees or credit the account for any overpayment.

Respectfully submitted,



Theodore W. Olds, Reg. No. 33,080
Carlson, Gaskey & Olds
400 W. Maple Road, Ste. 350
Birmingham, MI 48009
(248) 988-8360

Dated: May 4, 2005